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FAX TRANSMISSION**DATE:** November 3, 2004**PTO IDENTIFIER:** Application Number 09/588,242
Patent Number**Inventor:** Lloyd A. POSTON**MESSAGE TO:** US Patent and Trademark Office**FAX NUMBER:** (703) 872-9306**FROM:** MORRISON & FOERSTER LLP

Peter J. Yim

PHONE: (415) 268-6373**Attorney Dkt. #:** 249212024500**PAGES (Including Cover Sheet):** 15**CONTENTS:** Amendment under 37 CFR 1.111 (12 pages);
Transmittal (1 page); and
Certificate of Transmission under 37 CFR 1.8 (1 page).

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PTO/SB/21 (04-04)

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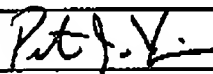
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<h1 style="text-align: center;">TRANSMITTAL FORM</h1> <p style="text-align: center;">(to be used for all correspondence after initial filing)</p>		Application Number	09/588,242
		Filing Date	June 6, 2000
		First Named Inventor	Lloyd A. POSTON
		Art Unit	2186
		Examiner Name	M. D. Anderson
Total Number of Pages in This Submission	15	Attorney Docket Number	249212024500

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.62 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
<div style="border: 1px solid black; padding: 5px; min-height: 100px;"> Remarks </div>		

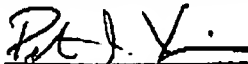
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Firm or Individual name	MORRISON & FOERSTER LLP Peter J. Yim - 44,417
Signature	
Date	November 3, 2004

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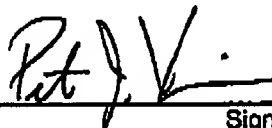
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Amendment in Response to Non-Final Office Action (12 pages);
Transmittal (1 page); and
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Docket No.: 249212024500
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Lloyd A. POSTON

Application No.: 09/588,242

Art Unit: 2186

Filed: June 6, 2000

Examiner: M. Anderson

For: DATA STORAGE SYSTEM AND PROCESS

AMENDMENT UNDER 37 C.F.R. 1.111

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the non-final Office Action dated August 4, 2004, (Part of Paper No. 2004); for which a response is due on November 4, 2004. Accordingly, this response is timely filed. Reconsideration and allowance of the pending claims, as amended, in light of the remarks presented herein are respectfully requested.

sf-1761441